

AMENDED IN ASSEMBLY JUNE 2, 2003

AMENDED IN ASSEMBLY APRIL 2, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 991

Introduced by Assembly Member Negrete McLeod

February 20, 2003

An act to add Section 13514.1 to the Penal Code, relating to peace officer training.

LEGISLATIVE COUNSEL'S DIGEST

AB 991, as amended, Negrete McLeod. Peace officer training.

Existing provisions of law ~~requires~~ *require* the Commission on Peace Officer Standards and Training to provide various courses of training for peace officers.

This bill would require the Commission on Peace Officer Standards and Training to establish standardized training ~~requirements~~ *recommendations and guidelines* for Special Weapons and Tactics (SWAT) teams, as specified, *that would be available for use by law enforcement agencies that conduct SWAT operations.*

~~By imposing additional training requirements on local peace officers, this bill would impose a state-mandated local program.~~

~~The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide~~

~~and other procedures for claims whose statewide costs exceed \$1,000,000.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: ~~yes~~ no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 13514.1 is added to the Penal Code, to
2 read:

3 13514.1. (a) On or before July 1, 2005, the commission shall
4 develop and disseminate guidelines and standardized training
5 *recommendations* for all law enforcement officers, supervisors,
6 and managers whose agency assigns them to perform, supervise,
7 or manage Special Weapons and Tactics (SWAT) operations. *The*
8 *guidelines and standardized training recommendations shall be*
9 *available for use by law enforcement agencies that conduct SWAT*
10 *operations.*

11 (b) The training and guidelines shall be developed in
12 consultation with law enforcement officers, the Attorney ~~General~~
13 *General's* office, supervisors, and managers, SWAT trainers, legal
14 advisors, and others selected by the commission. Development of
15 the training and guidelines shall include consideration of the
16 recommendations contained in the Attorney General's
17 Commission on Special Weapons and Tactics (S.W.A.T.) Final
18 Report of 2002.

19 (c) The standardized training *recommendations* shall at a
20 minimum include initial training requirements for SWAT
21 operations, refresher or advanced training for experienced SWAT
22 members, and supervision and management of SWAT operations.

23 (d) The guidelines shall at minimum address legal and practical
24 issues of SWAT operations, personnel selection, fitness
25 requirements, planning, hostage negotiation, tactical issues,
26 safety, rescue methods, after-action evaluation of operations,
27 logistical and resource needs, uniform and firearms requirements,
28 risk assessment, policy considerations, and multijurisdictional
29 SWAT operations.

1 (e) The guidelines shall provide procedures for approving the
2 prior training of officers, supervisors, and managers that meet the
3 standards and guidelines developed by the commission pursuant
4 to this section, in order to avoid duplicative training.

5 ~~SEC. 2. Notwithstanding Section 17610 of the Government~~
6 ~~Code, if the Commission on State Mandates determines that this~~
7 ~~act contains costs mandated by the state, reimbursement to local~~
8 ~~agencies and school districts for those costs shall be made pursuant~~
9 ~~to Part 7 (commencing with Section 17500) of Division 4 of Title~~
10 ~~2 of the Government Code. If the statewide cost of the claim for~~
11 ~~reimbursement does not exceed one million dollars (\$1,000,000),~~
12 ~~reimbursement shall be made from the State Mandates Claims~~
13 ~~Fund.~~

